

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.: 2818-01  
BILL NO.: HB 1894  
SUBJECT: Business and Commerce  
TYPE: Original  
DATE: February 19, 2000

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>(Less than \$100,000)</b>	<b>(Less than \$100,000)</b>	<b>(Less than \$100,000)</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 3 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of the Attorney General, Office of the State Courts Administrator, and State Public Defender** assume the proposed legislation would have no fiscal impact on their agencies.

**Oversight** assumes the proposal could result in more offenders being incarcerated or placed on probation. Additional costs for supervision and care by the DOC cannot be determined, but would likely be less than \$100,000 annually.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
<u>Department of Corrections</u>			
<u>Cost</u> - Probation or incarceration costs	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)
<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	\$0	\$0	\$0

### FISCAL IMPACT - Small Business

The proposed legislation could have a possible fiscal impact on those small businesses involved in the unused property market.

### DESCRIPTION

The proposed legislation regulates unused property markets by: (1) prohibiting the sale of baby food, infant formula, cosmetics or personal care products, or any nonprescription drug or medical device, with a specific exemption for authorized representatives; (2) requiring maintenance of receipts for the purchase of new and unused property with specified information for 2 years; (3) prohibiting certain acts by unused property merchants, such as knowingly falsifying required receipts and refusing to make receipts available for inspection; and (4) exempting certain types of sales from the proposal's provisions. The first violation of the proposal's provisions is a class B misdemeanor; second violation is a class A misdemeanor; and third and subsequent violations are class D felonies.

### DESCRIPTION (continued)

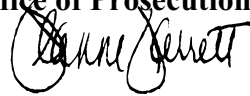
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This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Attorney General  
Office of the State Courts Administrator  
State Public Defender

**NOT RESPONDING: Department of Corrections and Office of Prosecution Services**

A handwritten signature in black ink, appearing to read "Jeanne Jarrett", written over the printed name.

Jeanne Jarrett, CPA  
Director  
February 19, 2000